

EXHIBIT B

(Declaration of Joseph P. Sakai)

EXHIBIT B

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2 Joseph P. Sakai
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7 *Attorney for Defendant Creative Mobile*
8 *Technologies, LLC*

9 UNITED STATES DISTRICT COURT

10 DISTRICT OF NEVADA

11 HYPERION PARTNERS, LLC, a Nevada
12 Limited Liability Company,

13 Plaintiff,

14 v.

15 CREATIVE MOBILE TECHNOLOGIES,
16 LLC, a New York Limited Liability
Company; DOES I through V; and, ROE
17 CORPORATIONS VI through X,
18 inclusive,
Defendants.

**DECLARATION OF JOSEPH P.
SAKAI, ESQ., IN SUPPORT OF
DEFENDANT CREATIVE MOBILE
TECHNOLOGIES, LLC'S PETITION
FOR REMOVAL**

19
20 I, Joseph P. Sakai, declare as follows:

21 1. I am an attorney at Ballard Spahr LLP, counsel in this matter for
22 Defendant Creative Mobile Technologies, LLC. Except as otherwise stated, all
23 matters set forth below are based upon my personal knowledge, and, if called as a
24 witness, I am competent to testify as to the facts stated therein.

25 2. I make this Declaration in support of Creative Mobile Technologies,
26 LLC's Petition for Removal of the case styled *Hyperion Partners, LLC v. Creative*
27 *Mobile Technologies, LLC*, filed in the Eighth Judicial District Court of Nevada,
28 Clark County, as Case No. A-20-815719-C.

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1 3. On July 8, 2020, I reviewed the Nevada Secretary of State's website and
2 conducted a business search for Plaintiff Hyperion Partners, LLC.

3 4. In conducting the business entity search for Plaintiff Hyperion Partners,
4 LLC, I was able to retrieve publicly available information regarding the members of
5 Hyperion Partners, LLC.

6 5. My review of the publicly available information regarding the members
7 of Hyperion Partners, LLC, indicated that Hyperion Partners, LLC, has two
8 members, both of whom are managing members.

9 6. Hyperion Partners, LLC's first managing member is Kerry McGonigal,
10 whose address is 2793 Josephine Drive, Henderson, Nevada 89044.

11 7. Hyperion Partners, LLC's second managing member is John Harris,
12 whose address is 6826 N. 1st Place, Phoenix, Arizona 85012.

13 8. Attached hereto as **Exhibit B-1** is a true and correct copy of the Nevada
14 Secretary of State's website providing information on Hyperion Partners, LLC,
15 including its two managing members and their addresses.

16 I declare under penalty of perjury under the laws of the United States of
17 America that the foregoing facts are true and correct.

18
19 Dated July 9, 2020.

By: /s/ Joseph P. Sakai
Joseph P. Sakai

EXHIBIT B-1

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Entity Name: HYPERION PARTNERS LLC**Entity Number:** E0041172012-6**Entity Type:** Domestic Limited-Liability Company (86)**Entity Status:** Active**Formation Date:** 01/23/2012**NV Business ID:** NV20121049424**Termination Date:** Perpetual**Annual Report Due Date:** 1/31/2021**Series LLC:** ☐**Restricted LLC:** ☐**REGISTERED AGENT INFORMATION****Name of Individual or Legal Entity:** LANCE A. MANINGO**Status:** Active**CRA Agent Entity Type:****Registered Agent Type:** Non-Commercial Registered Agent**NV Business ID:****Office or Position:****Jurisdiction:****Street Address:** 732 S. SIXTH STREET SUITE 102, LAS VEGAS, NV, 89101, USA**Mailing Address:****Individual with Authority to Act:****Fictitious Website or Domain Name:****OFFICER INFORMATION****VIEW HISTORICAL DATA**

Title	Name	Address	Last Updated	Status
Managing Member	KERRY MCGONIGAL	2793 JOSEPHINE DR., HENDERSON, NV, 89044, USA	01/06/2019	Active
Managing Member	JOHN HARRIS	6826 N 1ST PLACE, PHOENIX, AZ, 85012, USA	01/06/2019	Active